



Atty. Dkt. No. 065691-0261

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dominique MARECHAL et al.

Title: MORPHINE SULFATE MICROGRANULES, METHOD FOR
PREPARING SAME AND COMPOSITIONS CONTAINING SAME

Appl. No.: 10/009,341

Filing Date: June 19, 2002

Examiner: Unknown

Art Unit: Unknown

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

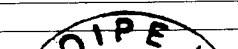
Date Sept. 12, 2003

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number.				<div>Substitute for form 1449B/PTO</div> <div>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</div> <div>Date Submitted September 11, 2003</div> <div>(use as many sheets as necessary)</div>		<div>Complete if Known</div> <table border="1"> <tr> <td>Application Number</td> <td>10/009,341</td> </tr> <tr> <td>Filing Date</td> <td>12/10/2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Dominique MARECHAL</td> </tr> <tr> <td>Group Art Unit</td> <td>Unknown</td> </tr> <tr> <td>Examiner Name</td> <td>Unknown</td> </tr> <tr> <td>Attorney Docket Number</td> <td>065691-0261</td> </tr> </table>		Application Number	10/009,341	Filing Date	12/10/2001	First Named Inventor	Dominique MARECHAL	Group Art Unit	Unknown	Examiner Name	Unknown	Attorney Docket Number	065691-0261
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Sheet	1	of	1																

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		5,445,829		Paradissis et al.	08/29/1995	
		6,077,544		Debregeas et al.	06/20/2000	

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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
			EP 0 205 282	A2	Euroceltique SA	05/28/1986		
			EP 0 553 392	A1	Eruo-Celtique SA	08/03/1992		
			EP 0 609/961	A1	F.H. Faulding & Co. Limited	01/05/1990		
			EP 0636 366	A2	Euroceltique S.A.	07/27/1994		
			WO 94/22431	A1	Kabi Pharmacia AB	10/13/1994		
			WO 95/31972	A1	Euroceltique S.A.	11/30/1995		
			WO 96/00066	A1	Alza Corporation	01/04/1996		
			WO 96/14059	A1	Euroceltique S.A.	05/17/1996		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. [†]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature	Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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